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**DATE:** February 23, 2004

**FROM:** Kathleen D. Rigaut, Ph.D., J.D.

**DELIVER TO:** Central Office for Corrections  
U.S. Patent and Trademark Office

**Fax No.:** 1-703-872-9306

**RE:** U.S. Patent Application No. 09/647,140  
"MRP-RELATED ABC TRANSPORTER ENCODING  
NUCLEIC ACIDS AND METHODS OF USE THEREOF"  
By: Gary Kruh, et al.

0149-FCCC.98-02US

**OPERATOR :** Janice M. Nightlinger

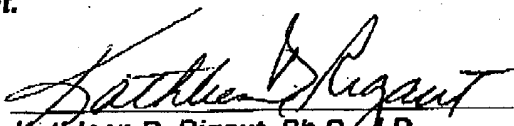
**Total Pages (including this cover)** 2

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CALL (215) 563-4100 AND LEAVE A MESSAGE FOR THE OPERATOR INDICATED  
ABOVE.**

**Dear Sirs:**

**Further to a call to the Office of Patent Publications, we were instructed to fax a request  
to correct the spelling of the first word of the title of the above-referenced patent  
application which has just been allowed on February 18, 2004. This spelling error had  
not been corrected since the Official Filing Receipt was mailed. A copy of the first page  
of the Notice of Allowance is enclosed with the correct spelling.**

**It is further requested that the Patent and Trademark Office records have been  
corrected prior to the issue of the patent.**

  
Kathleen D. Rigaut, Ph.D., J.D.  
Reg. No. 43,047



## UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
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## NOTICE OF ALLOWANCE AND FEE(S) DUE

000110 7590 02/18/2004

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EXAMINER

CHEN, SHIN LIN

ART UNIT

PAPER NUMBER

1632

DATE MAILED: 02/18/2004

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/647,140	09/27/2000	Gary Kruh	FCCC 98-02	5331

TITLE OF INVENTION: ~~MRP-RELATED~~ ABC TRANSPORTER ENCODING NUCLEIC ACIDS AND METHODS OF USE THEREOF

\*

MRP-RELATED

APPLN. TYPE	SMALL ENTITY	ISSUE FEE	PUBLICATION FEE	TOTAL FEE(S) DUE	DATE DUE
nonprovisional	YES	\$665	\$0	\$665	05/18/2004

THE APPLICATION IDENTIFIED ABOVE HAS BEEN EXAMINED AND IS ALLOWED FOR ISSUANCE AS A PATENT. **PROSECUTION ON THE MERITS IS CLOSED.** THIS NOTICE OF ALLOWANCE IS NOT A GRANT OF PATENT RIGHTS. THIS APPLICATION IS SUBJECT TO WITHDRAWAL FROM ISSUE AT THE INITIATIVE OF THE OFFICE OR UPON PETITION BY THE APPLICANT. SEE 37 CFR 1.313 AND MPEP 1308.

THE ISSUE FEE AND PUBLICATION FEE (IF REQUIRED) MUST BE PAID WITHIN **THREE MONTHS** FROM THE MAILING DATE OF THIS NOTICE OR THIS APPLICATION SHALL BE REGARDED AS ABANDONED. THIS **STATUTORY PERIOD CANNOT BE EXTENDED.** SEE 35 U.S.C. 151. THE ISSUE FEE DUE INDICATED ABOVE REFLECTS A CREDIT FOR ANY PREVIOUSLY PAID ISSUE FEE APPLIED IN THIS APPLICATION. THE PTOL-85B (OR AN EQUIVALENT) MUST BE RETURNED WITHIN THIS PERIOD EVEN IF NO FEE IS DUE OR THE APPLICATION WILL BE REGARDED AS ABANDONED.

## HOW TO REPLY TO THIS NOTICE:

## I. Review the SMALL ENTITY status shown above.

If the SMALL ENTITY is shown as YES, verify your current SMALL ENTITY status:

A. If the status is the same, pay the TOTAL FEE(S) DUE shown above.

B. If the status is changed, pay the PUBLICATION FEE (if required) and twice the amount of the ISSUE FEE shown above and notify the United States Patent and Trademark Office of the change in status, or

If the SMALL ENTITY is shown as NO:

A. Pay TOTAL FEE(S) DUE shown above, or

B. If applicant claimed SMALL ENTITY status before, or is now claiming SMALL ENTITY status, check the box below and enclose the PUBLICATION FEE and 1/2 the ISSUE FEE shown above.

☐ Applicant claims SMALL ENTITY status.  
See 37 CFR 1.27.

II. PART B - FEE(S) TRANSMITTAL should be completed and returned to the United States Patent and Trademark Office (USPTO) with your ISSUE FEE and PUBLICATION FEE (if required). Even if the fee(s) have already been paid, Part B - Fee(s) Transmittal should be completed and returned. If you are charging the fee(s) to your deposit account, section "4b" of Part B - Fee(s) Transmittal should be completed and an extra copy of the form should be submitted.

III. All communications regarding this application must give the application number. Please direct all communications prior to issuance to Mail Stop ISSUE FEE unless advised to the contrary.

**IMPORTANT REMINDER:** Utility patents issuing on applications filed on or after Dec. 12, 1980 may require payment of maintenance fees. It is patentee's responsibility to ensure timely payment of maintenance fees when due.